

1 JOSEPH P. RUSSONIELLO (CABN 44332)
United States Attorney

2 BRIAN STRETCH (CABN 163973)
Chief, Criminal Division

3 JEANE HAMILTON (CABN 157834)
Special Assistant United States Attorney

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5
6 450 Golden Gate Avenue
San Francisco, California 94102
7 Telephone: (415) 436-7129
Facsimile: (415) 436-7234
8 E-Mail: Jeane.Hamilton2@usdoj.gov

9 Attorneys for the United States

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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA,) Criminal No. CR 08-0778 MMC
15 Plaintiff,)
16 v.) STIPULATION AND [PROPOSED]
17 ALEJANDRO LOPEZ-RESENDIZ) ORDER CONTINUING HEARING AND
18 Defendant.) EXCLUDING TIME
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20 The parties agree to continue the hearing in the above-captioned matter from February
21 18, 2009 at 2:30 p.m. until March 4, 2009 at 2:30 p.m. or as soon thereafter as the matter may be
22 heard. The continuance is necessary to allow the parties to continue settlement discussions and
23 allow counsel additional time for effective preparation of the case.

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28 STIPULATION AND ORDER CONTINUING
HEARING AND EXCLUDING TIME

United States v. Lopez-Resendiz
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1 For the foregoing reasons, the parties agree to the stated continuance and request that
2 time be excluded pursuant to the Speedy Trial Act, 18 U.S.C. §§ 3161, based upon the need for
3 effective preparation.

4 IT IS SO STIPULATED.

5 DATED: February 3, 2009

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7 /s/
RONALD TYLER
Counsel for Alejandro Lopez-Resendiz

8 DATED: February 3, 2009

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10 /s/
11 JEANE HAMILTON
12 Special Assistant United States Attorney
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28 STIPULATION AND ORDER CONTINUING

HEARING AND EXCLUDING TIME

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ORDER

The Court finds as follows:

The ends of justice are served by granting the requested continuance, given that failure to do so would deny counsel for the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and would unreasonably deny the defendant continuity of counsel.

The aforementioned ends of justice outweigh the best interest of the public and the defendant in a speedy trial.

Accordingly, this matter is continued until March 4, 2009. Pursuant to the Speedy Trial Act, Title 18 United States Code §§ 3161(h)(8)(A) and 3161(h)(8)(B)(iv), the period from February 18 ~~February 13~~, 2009 until March 4, 2009 is excluded in computing the time in which the trial of this matter must commence.

IT IS SO ORDERED.

DATED: February 5, 2009

Maxine M. Cheyney
THE HON. MAXINE M. CHEYNEY
United States District Court Judge

STIPULATION AND ORDER CONTINUING

HEARING AND EXCLUDING TIME

United States v. Lopez-Resendiz

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